



**NOTICE OF APPEAL FROM  
THE PRIMARY EXAMINER TO THE BOARD OF APPEALS**

Re application of: Clive Tang

Serial No.: 09/901,988

Group Art Unit: 2611

Filed: July 10, 2001

Atty. Docket No.: 059864.00660

For: APPARATUS, AND ASSOCIATED METHOD, FOR SELECTING A SWITCHING THRESHOLD FOR A TRANSMITTER UTILIZING ADAPTIVE MODULATION TECHNIQUES

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

April 10, 2007

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated October 17, 2006 of the Primary Examiner finally rejecting Claims 1-11 and 13-23.

The item(s) checked below are appropriate:

1.  A petition for an extension of time is being filed on April 10, 2007 for 3 month(s).
2.  A timely response to the final rejection has been filed, as provided in 841 O.G. 1411.
3.  Fee \$500.00      or       Small Entity \$250.00

Check No. 16190 is enclosed.

Charge to Counsel's Deposit Account No. 50-2222. An additional copy of this Notice is enclosed.

In the event that this paper is not considered to be timely filed, applicant hereby petitions for an appropriate extension of time. The fee for this extension may be charged to Counsel's Deposit Account No. 50-2222, along with any other additional fees which may be required with respect to this paper.

SQUIRE, SANDERS & DEMPSEY LLP

Signature (Rule 191(b)) . . .

Arlene P. Neal  
Arlene P. Neal  
Reg. No.: 43,828

**Customer Number 32294**

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APN:cmc

Enclosure: Pre-Appeal Brief Request for Review; Form PTO/SB/33  
Petition for Extension of Time (3 Month)  
Check No. 16190